



ROBINSON MCFADDEN
ATTORNEYS AND COUNSELORS AT LAW

ROBINSON, MCFADDEN & MOORE, P.C.
COLUMBIA, SOUTH CAROLINA

December 21, 2012

Bonnie D. Shealy

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COLUMBIA, SOUTH CAROLINA 29202

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VIA ELECTRONIC FILING

Jocelyn Boyd, Chief Clerk/Administrator
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, SC 29210

**Re: Birch Communications - ETC Designation
Docket No. 2012-393-C
Our File No. 30803-0002**

Dear Jocelyn:

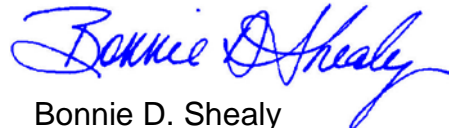
We are filing herewith the Affidavits of Publication from the following newspapers:

1. Greenville, *The Greenville News*;
2. Columbia, *The State*; and
3. Charleston, *The Post and Courier*.

If you have any questions, please have someone on your staff contact me.

Very truly yours,

ROBINSON, MCFADDEN & MOORE, P.C.


Bonnie D. Shealy

BDS/tch
Enclosures

cc: Angela F. Collins, Esquire

The Greenville News

greenvilleonline.com

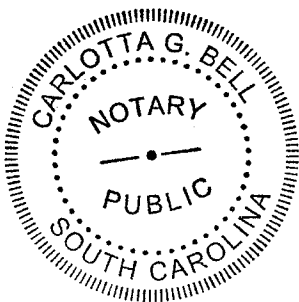
AFFIDAVIT

I, Susan Mullins, being the Advertising Sales Agent for Gannett, Inc., do hereby testify that the attached legal notice was published on the following dates: 11-29-12 in

The Greenville News and/or The Tribune Times.

Susan Mullins
Sales Agent

Carlotta G. Bell
Carlotta G. Bell
Notary Public for the State of South Carolina
My Commission Expires July 22, 2020



Ad Text:

4760735PUBLIC SERVICE COMMISSION OFSOUTH CAROLINA CLERK'S OFFICE NOTICE OFFILING ANDHEARING DOCKET NO. 2012-393-C Application of BirchTelecom of the South,Inc. d/b/a Birch Com-munications, and Usingthe Trade/Brand Name"NOW Communica-tions" for Designationas an Eligible Telecom-munications Carrier inthe State of South Caro-lina Birch Telecom of theSouth, Inc. d/b/a BirchCommunications, andusing the trade name"NOW Communica-tions" ("Birch or the"Company") has filedan Application with thePublic Service Commis-sion of South Carolina("Commission") fordesignation as a Eli-gible Telecommunica-tions Carrier (ETC) pur-suant to Section 214(e)of the Federal Commu-nications Act of 1934,as amended, 47 U.S.C. §214(e), the implement-ing rules of the FederalCommunications Com-mission, and 26 S.C.Code Ann. Regs. 103-690 (Supp. 2011). Birchseeks ETC designationfor Lifeline support onlyto provide prepaidwireless services underthe "NOW Communica-tions" trade name toqualifying South Caroli-na consumers in non-rural areas. The Com-pany will not seek ac-cess to funds from thefederal Universal Serv-ice Fund ("USF") for thepurpose of participat-ing in the Link-Up pro-gram or providing serv-ice to high cost areas. A copy of the Compa-ny's application can befound on the Commis-sion's website atwww.psc.sc.gov underDocket No. 2012-393-C.Additionally, a copy ofthe application is avail-able from the Compa-ny's representativeBonnie D. Shealy, Es-quire, Robinson,McFadden & Moore,P.C., Post Office Box944, Columbia, SouthCarolina 29202. PLEASE TAKE NOTICEthat a hearing on theabove matter has beenscheduled to begin onThursday, March 28,2013, at 10:30 a.m., be-fore the Commission inthe Commission's Hear-ing Room at 101 Exec-utive Center Drive, Sa-luda Building, Colum-bia, South Carolina29210. Any person who wishesto participate in thismatter as a party of re-cord with the right ofcross-examination,should file a Petition toIntervene in accor-dance with the Com-mission's Rules of Prac-tice and Procedure onor before Friday, De-cember 28, 2012, and in-dicate the amount oftime required to ad-dress the Commission.For the receipt of futureCommission correspon-dence, please includean email address in thePetition to Intervene.Please refer to DocketNo. 2012-393-C. Any person who wishesto testify and presentevidence at the hearingshould notify, in writ-ing, the Commission;the Office of RegulatoryStaff at 1401 MainStreet, Suite 900, Co-lumbia, South Carolina29201; and the Compa-ny's representative atthe above address, onor before Friday, De-cember 28, 2012, and in-dicate the amount oftime required to ad-dress the Commission.Please refer to

DocketNo. 2012-393-C. Any person who wishesto be notified of anychange in the hearing,but does not wish topresent testimony orbe a party of record,may do so by notifyingthe Commission, inwriting, at the addressbelow on or before Fri-day, December 28, 2012.Please refer to DocketNo. 2012-393-C. PLEASE TAKE NOTICEthat any person whowishes to have his orher comments consid-ered as part of the offi-cial record of this pro-ceeding MUST presentsuch comments in per-son to the Commissionduring the hearing. Persons seeking infor-mation about the Com-mission's proceduresshould contact theCommission at (803)896-5100 or visit itswebsite atwww.psc.sc.gov. 11/27/12

THANK YOU FOR YOUR ADVERTISEMENT!

If I can be of further assistance, please call : 864-298-4100

STATE OF
COUNTY

Personal
of THE S

PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
CLERK'S OFFICE
**NOTICE OF FILING
AND HEARING**
DOCKET NO. 2012-393-C
Docket Summary: Application of Birch
Telecom of the South, Inc. d/b/a Birch
Communications, and Using the
Trade/Brand Name "Now Communica-
tions" for Designation as an Eligible
Telecommunications Carrier in the

State of South Carolina
Birch Telecom of the South, Inc. d/b/a
Birch Communications, and using the
trade name "NOW Communications"
("Birch or the Company") has filed an
Application with the Public Service
Commission of South Carolina ("Com-
mission") for designation as a Eligible
Telecommunications Carrier (ETC)
pursuant to Section 214(e) of the Fed-
eral Communications Act of 1934, as
amended, 47 U.S.C. § 214(e), the im-
plementing rules of the Federal Com-
munications Commission, and 26 S.C.
Code Ann. Regs. 103-690 (Supp.
2011). Birch seeks ETC designation
for Lifeline support only to provide pre-
paid wireless services under the "NOW
Communications" trade name to quali-
fying South Carolina consumers in
non-rural areas. The Company will not
seek access to funds from the federal
Universal Service Fund ("USF") for the
purpose of participating in the Link-Up
program or providing service to high
cost areas.
A copy of the Company's application
can be found on the Commission's
website at www.psc.sc.gov under
Docket No. 2012-393-C. Additionally, a
copy of the application is available
from the Company's representative
Bonnie D. Shealy, Esquire, Robinson,
McFadden & Moore, P.C., Post Office
Box 944, Columbia, South Carolina
29202.
PLEASE TAKE NOTICE that a hearing
on the above matter has been sched-
uled to begin on Thursday, March 28,
2013, at 10:30 a.m., before the Com-
mission in the Commission's Hearing
Room at 101 Executive Center Drive,
Saiuda Building, Columbia, South Car-
olina 29210.
Any person who wishes to participate
in this matter as a party of record with
the right of cross-examination, should
file a Petition to Intervene in accord-

ance with the Commission's Rules of
Practice and Procedure on or before
Friday, December 28, 2012, and indi-
cate the amount of time required to ad-
dress the Commission. For the receipt
of future Commission correspondence,
please include an email address in the
Petition to Intervene. Please refer to
Docket No. 2012-393-C.
Any person who wishes to testify and
present evidence at the hearing should
notify, in writing, the Commission, the
Office of Regulatory Staff at 1401 Main
Street, Suite 900, Columbia, South
Carolina 29201, and the Company's
representative at the above address,
on or before Friday, December 28,
2012, and indicate the amount of time
required to address the Commission.
Please refer to Docket No. 2012-393-
C.
Any person who wishes to be notified
of any change in the hearing, but does
not wish to present testimony or be a
party of record, may do so by notifying
the Commission, in writing, at the ad-
dress below on or before Friday, De-
cember 28, 2012. Please refer to
Docket No. 2012-393-C.
PLEASE TAKE NOTICE that any per-
son who wishes to have his or her
comments considered as part of the
official record of this proceeding MUST
present such comments in person to
the Commission during the hearing.
Persons seeking information about the
Commission's procedures should con-
tact the Commission at (803) 896-5100
or visit its website at www.psc.sc.gov.
11/27/12

Project & Support Supervisor
nt,

Birch Telecom of the South

the City of Columbia

daily newspaper of general circulation published in
and County aforesaid, in the issue(s) of

December 5, 2012

Emily Hernandez

Subscribed and sworn to before me

on this day December 18, 2012

Emily F. Hernandez

Notary Public

My commission expires
March 10, 2013

"Errors- the liability of the publisher on account of errors in
or omissions from any advertisement will in no way exceed
the amount of the charge for the space occupied by the item in
error, and then only for the first incorrect insertion."

TONI C. HAWKINS ROBINSON, MCFADDEN & MOORE
PO BOX 944
COLUMBIA SC 29202

AFFIDAVIT OF PUBLICATION

The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

11/30/12 Fri PC
11/30/12 Fri CNW

at a cost of \$315.84
Account# 107217
Order# 881108
P.O. Number: 30803-0002

Subscribed and sworn to before

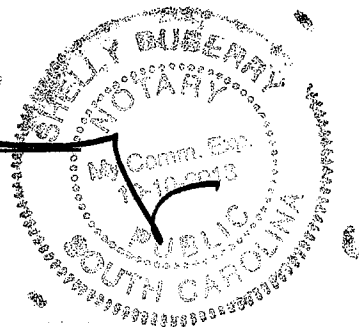
me this 14th day

of December

A.D. 2012

H. Edging
advertising clerk

Shelly Dine
NOTARY PUBLIC, SC
My commission expires



PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CLERK'S OFFICE

NOTICE OF FILING AND HEARING

DOCKET NO.
2012-393-C

Application of Birch Telecom of the South, Inc. d/b/a Birch Communications, and Using the Trade/Brand Name "Now Communications" for Designation as an Eligible Telecommunications Carrier in the State of South Carolina

Birch Telecom of the South, Inc. d/b/a Birch Communications, and using the trade name "NOW Communications" ("Birch or the Company") has filed an Application with the Public Service Commission of South Carolina ("Commission") for designation as an Eligible Telecommunications Carrier (ETC) pursuant to Section 214(e) of the Federal Communications Act of 1934, as amended, 47 U.S.C. § 214(e), the implementing rules of the Federal Communications Commission, and 26 S.C. Code Ann. Regs. 103-690 (Supp. 2011). Birch seeks ETC designation for Limited Support only to provide prepaid wireless services under the "NOW Communications" trade name to qualifying South Carolina consumers in non-rural areas. The Company will not seek access to funds from the federal Universal Service Fund ("USF") for the purpose of participating in the Link-Up program or providing service to high cost areas.

A copy of the Company's application can be found on the Commission's website at: www.psc.sc.gov under Docket No. 2012-393-C. Additionally, a copy of the application is available from the Company's representative, Bonnie D. Shealy, Esquire, Robinson, McFadden & Moore, P.C., Post Office Box 944, Columbia, South Carolina 29202.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on **Thursday, March 28, 2013, at 10:30 a.m.** before the Commission in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **Friday, December 28, 2012**, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. **Please refer to Docket No. 2012-393-C.**

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before **Friday, December 28, 2012**, and indicate the amount of time required to address the Commission. **Please refer to Docket No. 2012-393-C.**

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before **Friday, December 28, 2012**. **Please refer to Docket No. 2012-393-C.**

PLEASE TAKE NOTICE that any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments in person to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at www.psc.sc.gov
11/27/12 AD# 881108